

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

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In re:	:	
	:	Chapter 11
	:	
ETOYS, INC., et al. ¹ ,	:	Case Nos. 01-0706 (RB)
	:	Through 01-0709 (RB)
Debtors.	:	
	:	
-----X		
ROBERT K. ALBER, <i>Pro Se</i> ,	:	
	:	
Appellant,	:	Civil Action No. 05-830 (KAJ)
	:	
v.	:	
	:	
TRAUB, BONACQUIST & FOX LLP,	:	
BARRY GOLD, MORRIS NICHOLS	:	
ARSHT & TUNNEL LLP, AND POST-	:	
EFFECTIVE DATE COMMITTEE OF	:	
EBC I, INC.,	:	
	:	
Appellees.	:	
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ORDER GRANTING APPELLEE’S MOTION TO STAY PROCEEDINGS

Upon the motion of Appellee Traub, Bonacquist & Fox, LLP (TB&F” or “Appellee”), dated December __, 2005 (the “Motion”), seeking to stay further proceedings on the appeal (the “Appeal”) of Robert K. Alber, *pro se* (“Appellant”) from that certain Order of the United States Bankruptcy Court, District of Delaware (Walrath, C.J. presiding) (the “Bankruptcy Court”), dated October 4, 2005, *inter alia*, denying the emergency motion filed by Appellant for and upon the reasons set forth in its Opinion, dated October 4, 2005; and Appellee having filed a Motion to

¹ The Debtors are the following entities: EBC I, Inc. f/k/a eToys, Inc. (“eToys”), EBC Distribution, LLC, f/k/a eToys Distribution LLC, PMJ Corporation and eKids, Inc.

strike items improperly designated by Appellant to be included in the record on this Appeal (the “Motion to Strike”); and after due deliberation and for cause shown, it is hereby:

ORDERED, that the Motion is granted and the Appellee is not required to file its answering brief to the Appeal until ten (10) days after entry of a dispositive order adjudicating the Motion to Strike has become final and not subject to an appeal.

Dated: _____, 200__

United States District Judge